

022704

18051 U.S. PTO

UTILITY
PATENT APPLICATION
TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Attorney Docket No. 01-25 C1 Total Pages 115

First Named Inventor or Application Identifier

MATTHEWS et al.

Title Auto-Titration Pressure Support System and Method of Using Same

Express Mail Label No. EL 997387514 US

2258 U.S. PTO
10/18/02

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages 79]
(preferred arrangement set forth below)
-Descriptive Title of the Invention
-Cross References to Related Applications
-Statement Regarding Fed sponsored R & D
-Background of the Invention
-Brief Summary of the Invention
-Brief Description of the Drawings (if filed)
-Detailed Description
-Claim(s)
-Abstract of the Disclosure
3. ☒ Drawing(s) (35 U.S.C. § 113) [Total Sheets 21]
4. ☒ Oath or Declaration [Total Pages 2]
a. ☐ Newly executed (original or copy)
b. ☐ Copy from a prior application (37 C.F.R. § 1.63(d))
(for continuation/divisional with Boxes 19 and 20 completed)
[Note Box 5 below]
i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting
inventor(s) named in the prior application,
see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).
c. ☒ Unsigned
5. ☐ Incorporation By Reference (useable if Box 4b is checked)
The entire disclosure of the prior application, from
which a copy of the oath or declaration is supplied
under Box 4b, is considered as being part of the
disclosure of the accompanying application and is
hereby incorporated by reference therein.
6. ☒ Application Data Sheet per 37 C.F.R. § 1.76
[Total Pages 3]

- 7.
- DOMESTIC/INTERNATIONAL**
- priority is claimed under 35 U.S.C. § 119(e)/120/365(c)
-
- based on the following provisional, nonprovisional, and/or PCT international applications.

| | Application No. | Filing Date |
|-----|-----------------|-------------------|
| (1) | 10/268,406 | October 10, 2002 |
| (2) | 60/329,250 | October 12, 2001 |
| (3) | 60/331,838 | November 20, 2001 |
| (4) | | |

- 8.
- ☐
- Prior application is assigned to _____ by Assignment recorded
-
- _____ Reel _____ Frame(s) _____.

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
(Please return recorded assignment to the undersigned)
10. ☐ 37 C.F.R. § 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure ☐ Copies of IDS Citations
Statement (IDS)/PTO-1449
13. ☐ Preliminary Amendment (to be entered before calculating fees)
14. ☒ Return Receipt Postcard
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☒ Certificate of Mailing by Express Mail
17. ☐ Non-publication Request and Cert. under 35 U.S.C.
§ 122(b)(2)(B)(i) (attach copy of RI-186 Form (PTO/SB/35)).
18. ☐ Other: _____

19. If a
- CONTINUING APPLICATION**
- , check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☒ Continuation-in-part (CIP) of prior application No. 10/268,406Prior application Information: Examiner: Mendoza, M. Group/ArtUnit: 3761

21. CORRESPONDENCE ADDRESS

Customer No.

30031

| | | | |
|-----------|------------------------|----------|-------------------|
| Name | Michael W. Haas | Reg. No. | 35,174 |
| Signature | <i>Michael W. Haas</i> | Date | February 27, 2004 |

022704

18351 U.S. PTO

FEE TRANSMITTAL

(Effective 10/01/2003)

"Express Mail" Label No. EL 997387514 US

TOTAL AMOUNT OF PAYMENT \$ 1,534.00

Application Number Not Yet Assigned

Filing Date February 27, 2004

First Named Inventor MATTHEWS et al.

Confirmation Number Unknown

Group Art Unit Unknown

Examiner's Name Unknown

Attorney Docket No. 01-25 C1

METHOD OF PAYMENT

1. ☒

The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number
Deposit Account Name

50-0558

Respironics, Inc.

☒

Charge any additional fee required under 37 C.F.R. §§ 1.16, 1.17, 1.19 and 1.20

☐

Charge the Issue Fee set forth in 37 C.F.R. § 1.18

2. ☒

Payment Enclosed:

Check (Check No. 1206)

FEE CALCULATION (fees effective 10/01/00)

1. FILING FEE

| Large Fee (\$) | Small Fee (\$) | Fee Description | Fee Paid |
|----------------|----------------|------------------------|----------|
| 1001 770 | 2001 385 | Utility filing fee | 770.00 |
| 1002 340 | 2002 170 | Design filing fee | |
| 1003 530 | 2003 265 | Plant filing fee | |
| 1004 770 | 2004 385 | Reissue filing fee | |
| 1005 160 | 2005 80 | Provisional filing fee | |

SUBTOTAL (1) \$ 770.00

2. CLAIMS

| 2. CLAIMS | | Extra Claims | Fee from Below | Fee Paid |
|-------------------------------|-----------|-----------------|-------------------|----------|
| Total Claims | <u>33</u> | - 20 * | 9 x 18 = | 162.00 |
| Ind. Claims | <u>10</u> | - 3 * | 7 x 86 = | 602.00 |
| Multiple Dependent Claims add | | | 290 = | 0.00 |

* Enter Highest Number Previous Paid For

| Large Fee (\$) | Small Fee (\$) | Fee Description |
|----------------|----------------|---|
| 1202 18 | 2202 9 | Claims in excess of 20 |
| 1201 86 | 2201 43 | Independent claims in excess of 3 |
| 1203 290 | 2203 145 | Multiple dependent claim |
| 1204 86 | 2204 43 | Reissue independent claims over original patent |
| 1205 18 | 2205 9 | Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) \$ 764.00


FEE CALCULATION (continued)

3. ADDITIONAL FEES

| Large Fee Code | Entity Fee (\$) | Small Fee Code | Entity Fee (\$) | Fee Description | Fee Paid |
|---------------------------|-----------------|----------------|-----------------|--|----------|
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or declaration | |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or or cover sheet | |
| 1811 | 100 | 1811 | 100 | Certificate of Correction | |
| 1812 | 2,520 | 1812 | 2,520 | For filing a request for reexamination | |
| 576 | 25 | 576 | 25 | Additional filing receipt, duplicate or corrected due to applicant error | |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 | 110 | 2251 | 55 | Extension for response within first month | |
| 1252 | 420 | 2252 | 210 | Extension for response within second month | |
| 1253 | 950 | 2253 | 475 | Extension for response within third month | |
| 1254 | 1,480 | 2254 | 740 | Extension for response within fourth month | |
| 1255 | 2,010 | 2255 | 1,005 | Extension for response within fifth month | |
| 1401 | 330 | 2401 | 165 | Notice of Appeal | |
| 1402 | 330 | 2402 | 165 | Filing a brief in support of an appeal | |
| 1403 | 290 | 2403 | 145 | Request for oral hearing | |
| 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding | |
| 1452 | 110 | 2452 | 55 | Petition to revive unavoidably abandoned application | |
| 1453 | 1,330 | 2453 | 665 | Petition to revive unintentionally abandoned application | |
| 1501 | 1,330 | 2501 | 665 | Utility issue fee (or reissue) | |
| 1502 | 480 | 2502 | 240 | Design issue fee | |
| 1814 | 110 | 2814 | 55 | Statutory Disclaimer | |
| 1460 | 130 | 1460 | 130 | Petitions to the Commissioner | |
| 1807 | 50 | 1807 | 50 | Petitions related to provisional applications | |
| 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt | |
| 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of property) | |
| 1809 | 770 | 2809 | 385 | Filing a submission after final rejection (37 C.F.R. § 1.129(a)) | |
| 1801 | 770 | 2801 | 385 | Request for Continued Examination | |
| Other Fee (specify) _____ | | | | | |

SUBTOTAL (3) \$ 0.00

SUBMITTED BY

| | | | |
|-----------------------|---|------------------------|-------------------|
| Typed or Printed Name | Michael W. Haas | Reg. Number | 35,174 |
| Signature |  | Date | February 27, 2004 |
| | | Deposit Account Number | 50-0558 |

Certificate of Mailing by "Express Mail"

EL 997387514 US


"Express Mail" label number

February 27, 2004

Date of Deposit

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and is addressed to:

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Signature of person mailing correspondence

Michael W. Haas

Typed or printed name of person mailing correspondence

Note: Each paper must have its own certificate of mailing by "Express Mail".